1618 PATENT

Attorney Docket No. 60019660-0021

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of:

Group Art Unit: 1618

J. Alexander Marchosky

Examiner: Blessing M.

Fubara

Application No. 10/071,490 Filed: February 7, 2002

For: COMPOSITIONS AND METHODS

FOR FORMING AND STRENGTHENING

BONE

P.O. Box 1450
Mail Stop Amendment
Commissioner for Patents
Alexandria, VA 22313-1450

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other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

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Respectfully submitted,

Dated: August 18, 2005

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Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known **Application Number** 10/071,490 February 7, 2002 Filing Date J. Alexander Marchosky First Named Inventor **Group Art Unit** 1618 **Examiner Name** Blessing M. Fubara Attorney Docket Number | 60019660-0021

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						U.S	S. PATEN	T DOCUMENTS	3			
Examiner Initials*	CiteNo.1		U.S. Patent Document Kind Code Number (if known)			Name of Patentee or		Public Cited D	ite of cation of ocument D-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
			5,356,629 5,407,093 5,705,485			Sander et al.		10-18-1994				
							Cini et al.		10-10-1	995		
						Cini et al.		01-06-1	998			
			6,030,6	35			Gertzman et al.		02-29-2	2000		
			6,437,0	6,437,018 B1		Gertzman et al.		08-20-2	2002			
			6,458,3		B1		Gertzman et al.		10-01-2			
			RE38,5	22	E		Gertzman et al.		05-25-2	2004		
			6,911,212		B2	2	Gertzman et al.		06-28-2	2005		
					F	ORE	IGN PAT	ENT DOCUMEN	NTS			
Examiner Initials*	Cite No. ¹		Foreign Patent Docu Kin Office ³ Number ⁴			ode	Name of Patentee or Applicant of Cited Document		Date Publicati Cite Docum MM-DD-	tion of Lines, Where Relevance Passages or Relevance Figures Appear		۳⁵
			DE421	6496		Α	Sattel W	erner Prof	11-25-19	993	See claims	
			EP014	7021		Α	Geistlich	Soehne Ag	07-03-19		p. 4, In 11-12; cls.	
			EP032	9239		Α	Foresti C	Siancarlo	08-23-19		See claims	
			EP053			Α	Shaw Ro		03-10-19		See claims, example	<u> </u>
			JP010			Α	Nitta Ge				See abstract	
			JP012	88269	9	Α	Toa Nen	ryo Kogyo KK			See abstract (unable to obtain)	
			JP051	<u> 2339(</u>)	Α	Kyocera	Corp.			See abstract	
			JP052	77174	4	Α	Kyocera				See abstract	
			JP631	81770)	Α	Nagase				See abstract	1
			WO92	1356	5	Α	Shaw Ro	bert Fl.	08-20-19		See claims, examples	
			WO96	39203	3	Α	Biocoll L	ab Inc.	12-12-19	996	p. 20 ln. 5-20, cls	
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Attorney Docket Number	60019660-0021					

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				FOR	EIGN PAT	ENT DOCUMEN	TS			
Examiner Initials*	Cite No.¹	Foreign Pat	Ki	nd Code (if know	Name of Patentee or Applicant of Cited		Date of Publication Cited Documen MM-DD-YY	Passages or Relevant t Figures Appear	T ⁶	
		EP 00 94	4 3309		Annex Eu Report	ropean Search	11-06-2003	2 pages		
		EP 00 94 3309			Suppi. Eu Report	ropean Search	07-23-2003	6 pages		
		EP 00 94	4 3309		Suppl. Eu Report	ropean Search	04-16-2003	7 pages		
		AU 5779	9/00		Australian	Office Action	05-28-2004	1 page		
		AU 5779	9/00			Notice of and list of claims	06-10-2005	8 pages		
		PCT/US	00/1795	55	PCT Inter Report	national Search	10-03-2000	4 pages		
		PCT/US	98/0490	04	PCT Inter Report	national Search	08-07-1998	2 pages		
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